IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.138 OF 1989

Polyfil Marketing Corporation. ..Petitioner.

V/s.

Diamond Textile Mills Pvt.Ltd. ..Respondent.

None present for the parties.

CORAM: A.M.KHANWILKAR,J

DATE : DECEMBER 11, 2007.

P.C. :

1. None appears when the matter is called out today. Even in the past, matter has gone by default. Office note indicates that although this Petition is admitted on 20th September, 1996, neither the affidavit of service is filed nor affidavit of publication has been filed. Besides, no claim in respect of or opposition of the Petition has been received. The Petitioner has also not taken out notice under Rule 28 of the Rules. In the circumstances, Petition is dismissed for non-prosecution.

(A.M.KHANWILKAR,J)